

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE


JACK FOSTER OUTTEN,	)	
	)	
Petitioner,	)	
	)	
v.	)	Civ. No. 98-785-SLR
	)	
RICHARD KEARNEY, et al.,	)	
	)	
Respondent.	)	

**ORDER**

At Wilmington this *15<sup>th</sup>* day of October, pursuant to the mandate issued by  
United States Court of Appeals for the Third Circuit on October 12, 2007,

IT IS ORDERED that:

1. Petitioner's writ of habeas corpus is granted with respect to petitioner's death sentence conditioned on the State of Delaware's grant of a new sentencing hearing.
2. The State of Delaware shall conduct a new sentencing hearing before **June 2, 2008**.

  
\_\_\_\_\_  
United States District Judge